

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 7805 of 1995

For Approval and Signature:

Hon'ble MR.JUSTICE H.L.GOKHALE

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

1 to 5 : No

HEIRS OF DECEASED FULABHAI JIVABHAI

Versus

DY MAMLATDAR

Appearance:

Shri Bhatt with Shri M.P. Prajapati for
the petitioners.

Shri Shelat, Addl. Govt. Pleader with Shri
Sompura, for the respondents.

CORAM : MR.JUSTICE H.L.GOKHALE

Date of decision: 06/08/97

ORAL JUDGEMENT :

Shri Bhatt, learned advocate with Shri M.P. Prajapati, learned advocate appears for the petitioners. Shri Shelat, learned Additional Government Pleader appears with Shri Sompura for the respondents.

2. Shri Bhatt, learned advocate seeks to withdraw this petition with a view to proceed before the authority, which has issued the show cause notice. The authority, namely, the District Collector, Vadodara, will hear and decide all the legal and factual contentions raised by the petitioners against the show cause notice. The above authority will hear and decide the notice expeditiously, preferably within four weeks from the date of receipt of writ of this Court. The withdrawal is however, with a rider that till the disposal of the notice the restrictions imposed by my learned Brother R. Balia, J. on 22.4.1997 will continue to operate.

3. This petition is permitted to be withdrawn and is accordingly disposed of as withdrawn. Rule is discharged. Interim relief is vacated. No order as to costs.

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